

# VILLAGE OF ARDEN TOWN ASSEMBLY SEPTEMBER 23, 2019

Town Meeting Minutes



JANUARY 27, 2020

Next Town Assembly for the Village of Arden 7:30 p.m. Gild Hall 2119 The Highway, Arden, Delaware

## MOTIONS/RESOLUTIONS PRESENTED

## 11. 3 Budget – Brooke Bovard

(Budget Referendum should include top of second page in the header).

**Motion** -Policies below are for information only. Policies adoptions is addressed at town meetings. Voice votes unanimous. **Motion Approved** 

## 11. 3 Budget – Brooke Bovard

**Motion** to approve the budget Referendum ballot as amended. Approved.

# ATTENDANCE Sign In 64 plus Chair J Politis & Secretary L. Resko. Total 66.

-		

Carol	DiGiovanni	1	Lynda	Kolski	33
Danny	Schweers	2	Mary	Murphy	34
David	Michelson	3	Betty	O'Regan	35
William	Theis	4	Sherry	Burke	36
Albert	Marks	5	Michelle	Lauer	37
Sadie	Somerville	6	Scott	Kushner	38
Vicki	Scott	7	Ray	Seigfried	39
Cscngor	Pinter	8	Marianne	Cinaglia	40
Lizzie	Broadbent	9	John	Cartier (N.C.C.C) NV	41
Warren	Rosenkranz	10	Marcia	Scheflen	42
Cookie	Ohlson	11	Ron	Meick	43
Deborah M	Ricard	12	Stephen	Harcourt	44
Frank	Maier	13	Brooke	Bovard	45
Ed	Rohrbach	14	Denis	O'Regan	46
Skip	Bailey	15	Toby	Ridings	47
Grace E	Ressler	16	Clay	Ridings	48
Mary	Stevenson	17	Carl	Falco	49
Cecilia	Vore	18	John	Scheflen	50
Barbara	Macklem	19	Lisa	Mullinax	51
Sally	Sharp	20	Gary	Mullinax	52
Mary	Vernon	21	Daryl	Holcomb	53
Ruth	Panella	22	Mike	Curtis	54
Iris	Roseman	23	Julia	McNeil	55
Brian	Killian	24	Jennifer	Borders	56
Patrick	Barry	25	Maria	Burslem	57
Carol	Larson	26	Alan	Burslem	58
Laura	Wallace	27	Tom	Wheeler	59
Ellen	Dolmetsch	28	Jan	Westerhouse	60
Sam	Panella	29	Leslie	Carey	61
Gary E	Quinton	30	David D	Claney	62
Pam	Politis	31	Steve	Benigni	63
Madeline	Rogers	32	Larry	Walker	64

**1.0 Call to Order** – Chairman Jeffrey Politis called meeting to order at 7:32 p.m.

**2.0 Approval of Minutes -** June 2019 Town Assembly Minutes approved.

June Town Assembly Amended.

At the June Town Assembly meeting Carol DiGiovanni read a statement during the Q & A section that followed the Registration's Report (She also submitted her written statement which was inserted in the minutes "as is" on page 7). She is requesting to correct several misspelled words in her statement and to move her statement from where she presented it following Registration report and to insert her statement after the minutes. Her misspelling was corrected.

#### 3.0 New Residents -

Steve Benigni, Madeline Rogers, Brian Killian.

All are welcomed.

# 4.0 Recognition of Departed

Selwyn H. "Sel" Rose (1933-2019). Sel and his wife, Helen who passed in 2016, settled in Ardencroft during their retirement years. He loved traveling, playing tennis, long walks with his dogs, driving his sky-blue convertible and going to the casino. Sel was a true scientist, methodical, analytical and intellectual. He read voraciously, hungry for knowledge and a debate. Sel will be deeply missed by his three children and his friends and neighbors.

Harry Robert (Bob) Solway (81) of Nottingham. He was son of the late Herman and Bessie Pgach Greenstine (AKA Betty Salway Smith) who were long time Ardentown residents. Harry and his wife of 60 years, Ann Curtis Solway enjoyed attending Arden Dinners, Arden Fair and attending the yearly production of Shakespeare where his mom usually was part of the cast.

Linneus (Linn) Hoopes. He lived his entire 87 years in Arden. That's decades of hop-rocking, mischief making and non-conformity. He will be missed dearly by his large family and neighbors. A moment of silence.

#### 5.0 Visitors

<u>Pat Toman</u>, President of the Arden Club, stopped by to thank all for accommodating the club at the Arden Fair. A special thanks to all volunteers.

Raymond J. Seigfried, a Democratic member of the Delaware House of Representatives, representing District 7 and a resident of Village of Arden Community.

This past legislative session we spent time on the hazard of lead poisoning in children. Delaware tests only 23% of children for lead and of those tested around 2.5% have lead poisoning. We know that some of the playground equipment from both Buzz Ware and the Arden Green has lead paint and we have tried to keep the equipment safe but this is a difficult job. This FY I have placed in the state budget money for the Playground Committee to have Ardens' lead painted playground equipment removed. Details of this will be made by the playground committee.

- I am also working on the intersection of Harvey Road and Sconset to modify this road, making it safer for children to cross Harvey Road.
- I have approved funding for improvements to the drainage on Upper/Green Brier and Harvey Road in Ardencroft.

• I am bringing communities together to review options to improve the intersection of Harvey Road and Marsh.

## John Cartier, New Castle County Councilman

He and his wife plan on continuing to attend Arden dinners and they wanted to express how much they enjoyed volunteering at the Arden Fair.

## **Updates:**

NCC has been sued by the ACLU of Delaware. There has not been a property reassessment since: 1983 New Castle County, 1987 Kent County, & 1974 Sussex County. Once this case is over it is more than likely that a reassessment will be ordered state-wide. It is still in courts. The bill for this is approximately twenty million dollars for New Castle County. In the future they need to regularly update property assessment so this does not happen again.

Representative Ray Seigfried and John Cartier met with the manager of the Delaware Transit Corporation about the new train station that is being constructed on the steel mill site in Claymont. This will be a fifty-million-dollar project. It will be a state-of-the-art station with level platform, pedestrian bridge, parking structure along with surface parking. Expecting to open spring of 2022.

First Microbrewery in the Brandywine Hundred located at the Town & Country shopping center and will be opening late October.

# Question/Comments John Cartier

Where does the bill go for the reassessment? A professional contractor would be hired to perform a professional property reassessment. Raise taxes to pay for that cost. John is hoping to mitigate cost maybe through some general reserves. There is

potential negation with the state. He is hoping to insulate resident taxpayers in the county from that reality as much as possible.

# **6.0 Town Chair's Communication Report - Chair Jeffrey Politis**

Communications from the Chair.

Since the last town meeting....

- 1. We started recording the town meeting some time ago in order to help the secretary accurately capture the meeting minutes. As the written meeting minutes are the official minutes of the town assembly, the practice of the secretary has been to overwrite the recordings of the town meeting. Recently, the Village received a FOIA request for a copy of the recording, which we were obligated to supply. I wanted to make sure that the Village understands that this recording is a public record. For now, we will continue our existing practice.
- 2. We continue to progress in the law suit regarding the Village's purchase of 5 Mill Race Road. We expect that the court resolution will occur by the end of the calendar year. To date, the Village has spent ~\$6400 defending against the law suit.
- 3. It was noted that on occasion, I have been inconsistent in how I have managed the meeting with respect to Village policy and Robert's Rules. Although I try to be consistent, I am sure that I have made some mistakes. I want to remind this body, that if I make a mistake, that you may simple call a point of order for us to address it.

4. Policy clarification: At the end of each committee report, we will allow a total of 5 minutes for questions. A resident may ask one question only until each resident has had a chance to ask a question. If there is more time remaining, a resident can return to the mic to ask an additional question. If more time is needed, any resident can motion to extend the time.

5. Lastly, a reminder that this meeting is being recorded and we ask that all comments be made at the microphone. Take a minute to adjust the microphone and get comfortable.

6. Let's have a respectful and deliberative meeting. Thanks

So, submitted

Jeffrey Politis

Town Chair, Village of Arden.

# **Questions/Comments Communications Report**

Carol DiGiovanni read

The Court of Chancery of the State of Delaware

Carol DiGiovnni, Plaintiff v Village of Arden, a municipal Corporation.

Copy on next page

#### minutes.



CAROL DIGIOVANNI,

Plaintiff,

\*

C.A. No. 2017-04640 VCL

VILLAGE OF ARDEN, a municipal corporation, THOMAS WHEELER, as trustee of the Johanne M. Schroeder Trust,

Defendants.

#### [PROPOSED] SCHEDULING ORDER

WHEREAS, the parties have agreed to the schedule set forth herein.

# IT IS HEREBY STIPULATED BETWEEN THE PARTIES, SUBJECT TO THE APPROVAL OF THE COURT, THAT.

- Plaintiff and Defendant Village of Arden shall file and serve their Cross Motions for Summary Judgement and Opening Briefs on or before Monday, October 25, 2019.
- Plaintiff and Defendant Village of Arden shall file and serve their Answering Briefs on or before Friday, November 15, 2019.
- Hearing on Cross Motions for Summary judgment on\_\_\_\_\_

  at \_\_\_\_\_a.m./p.m.

1

ROSENTHAL MONHAIT	LAW OFFICE of JOHN V.
& GODDESS, P.A.	WORK, P.A.
s/ Edward B. Rosenthal	/s/ John V. Work
dward B. Rosenthal (Bar No. 3131)	John V. Work (Bar No. 4666)
119 North Market Street, Suite 1401	800 North King Street, Suite 303
Vilmington, DE 19801	Wilmington, DE 19801
Attorneys for the Village of Arden	Attorneys for Carol DiGiovanni

## **7.0 Trustee Report –** Carl Falco

### **Trustees Report September 23, 2019**

The Trustees have several items to report this evening:

**Finances:** We have copies of the quarterly financial report available tonight. The Trustees have paid the New Castle County and School taxes which are due September 30, 2019

County taxes	110,314.14
School taxes	378,633.13
Total County and School taxes paid	489,002.84
Rebates to individual leaseholders from	42,348.87
New Castle County	
Total paid	\$531,351.71

Regarding rebates, the rebates to individual leaseholders are calculated from programs administered by New Castle County (not the Trustees). One program gives a tax exemption, and the other a tax credit. The County program called **Senior School Tax Rebate** is a tax credit for those 65 and over (that is the only criteria) and the other program is called **Senior or Disability** 

**Income Exemption** that is based on your adjusted gross income for the previous calendar year. You must apply one time to receive the Property Tax Relief credit and for the Senior or Disability Income Exemption: We encourage you to apply. There is a filing deadline to qualify for the upcoming tax year. Please contact the New Castle County Property Assessment (302)395-5520 for an application and for any questions that you have. The County is most helpful with the forms. The eligible leaseholders for the County programs this year should receive their rebate checks by mid-October. If you do not receive your rebate by then, please contact the Arden Trustees Office (475-7980). New Castle County may generate a Supplemental Tax Bill after a leasehold transfer and/or after a new construction Building Permit has been closed. If any Village of Arden leaseholder receives this type of invoice from the County, please promptly notify the Trustees of Arden by phoning 302-475-7980 or emailing trustees.of.arden@gmail.com. You should not pay this bill. The Trustees will pay it. **Lease Transfers -** There has been three transfers since the June Meeting: 2007 Orleans Road to Stephen and Suzanne Benigni (Laurino), 2101 Wind Lane to Brian Killian and Iris Roseman (Schmerling) and 1705 Green Lane to Walter and Jennifer Borders (Toman).

Respectfully submitted,

Carl Fales

Senior Trustee

Carl further commented on the Trustees Reserve in the financial statements (copy end of minute). He points out that at the beginning of this year, the reserve was down to \$117,000 which is about \$33,000 below target. This year, because of all the tax increases, Carl says to expect the reserve to be hit very hard again to the tune of \$150,000 or \$160,000. He projects that the reserve will be down in the \$60,000 range and comments that it's about the lowest reserve that the Trustees have had since Carl

moved to Arden in 1981. The expenses have grown quite substantially as a percentage of expenses. As a village he encourages that we need to address this assessment this year as a good start towards that. Also, he says to expect more increase in land rent in the next few years to try to get these reserves back to where they used to be.

Trustees Report - Thank you!

## 8.0 Treasurer's Report - David Michelson

David reviewed Statement of Financial Position, Statement of Financial Activity and Statement of Fund Balance as of September 22, 2019 (copy of Statements in Attachment section following minutes).

Treasurer's Report - Thank you!

# 9.0 Advisory Committee Report - Danny Schweers

The Advisory Committee met on Monday, June 3, 2019 to set the agenda for this meeting. The next meeting of the Advisory Committee will be Monday, January 6, 2020, at 7:30 p.m. at The Buzz.

One of the duties of the Chair of the Advisory Committee is to find at least fourteen residents willing to serve as Assessors in the coming year. Is there anyone here tonight who is willing to serve as an Assessor in the coming year? If so, your name will be added to the ballot. I am delighted to say we already have seventeen nominees, several of whom have never before run for this position. The nominees are: Brooke Bovard, Renata Brito-Cherrin, Chris Junk, Al Marks, Jean Mullin, Csongor Pinter, Pam Politis, Debbie Ricard, Warren Rosenkranz, John Scheflen, Vicki Scott, Rick Smyth,

Elizabeth Varley, Larry Walker, Laura Wallace, Tom Wheeler, and Mark Wood. (Those present stood up and they were thanked for running).

When you get your ballot, please vote for all seventeen nominees, ranking them 1 thru 17. The Hare System of Proportional Representation works best if you vote for everyone on the ballot, ranking them all. Seven will be elected. If you visit the Village of Arden website — Arden. Delaware.gov — you will find statements from many of the nominees.

Finally, thanks to the Forest Committee for tonight's refreshments.

The Community Planning Committee, originally scheduled for tonight's hospitality, will provide refreshments at the January, 2020 meeting of the Town Assembly.

—Submitted by Danny Schweers, Chair, Advisory Committee

Danny further added that the officers reported at the Board of Advisory Meeting in which they approved a request for a grant from the Vacant Housing Funds. This was for \$25,000 to be matched by the state to study storm water run-off in the village.

# **Questions/Comments Advisory Report**

Carol DiGiovanni read the description/duties of the role of a committee:

#### THE ROLE OF A COMMITTEE

A committee can do only what the organization asks it to do; it cannot act independently of the organization. However, if a committee originates an idea that it feels will benefit the group, it can bring the idea to the assembly in the form of a motion. Danny agrees.

Marianne Cinaglia

Wanted to know who received permission to approve money from the Vacant Housing Funds.

Danny – informed her that this was covered in depth at the June 2019 Town Assembly in the Advisory Report. A motion was brought forth by Community Planning (Meeting Minutes September 2016) in terms of how to spend the Vacant Housing Fund.

Mike Curtis

He remembers that the Vacant Housing Ordinance fee was supposed to be spent for the purpose of getting rid of vacant housing. The Town Assembly motion decided to allow money to be spent for other things. If this is the case, he thinks the Ordnance needs to be amended rather than just the motion.

Jeff - When the motion was presented at the Town Assembly, the Ordinance was considered heavily so that the motion read on the Ordinance. The Ordinance was not amended. The process to spend the money read on the Ordinance. Meaning the Ordinance was used to create that policy. The policy was written based on the description in the ordinance. The policy did not change.

Advisory Report- Thank you!

#### 10.0 Board of Assessors - Mark Wood

No Report

Since no Alternative Assessment has been presented in September, then June's Assessment is the assessment that will be abided by.

Board of Assessors Report - Thank you!

## 11.00 Committee Reports presented in Alphabetical Order

#### 11.1 Archives – Lisa Mullinax

The Museum and Archives Committee of the Ardens is pleased to announce our 15th Anniversary Exhibition. It's been 15 years since we moved to the Arden Craft Shop Museum. On October 20, from 1 to 3 p.m. we invite you to join us at a reception to celebrate. We'll be showcasing treasures from the collection, including documents, artwork, and many precious items made in the Ardens over our one hundred- and nineteen-year history. Please join us.

The Museum will be closed September 30 through October 19 as we prepare for our new Anniversary Exhibition. There's still time to see our current ACRA exhibit, or our mini-exhibits on Shakespeare in Arden and June Kleban, before September 30. In other news...

At our September meeting, we welcomed our new professional curator, Abby Harting. Abby has a wealth of experience working with small museums and is excited to be with us. Please stop by and say hello.

Once again, the Museum was open on Arden Fair day. We welcomed more than 50 visitors, many of them new to the Museum.

We continue to host researchers and tours, including the Osher Center's Hike into History Group and the ACRA program. Look for more programming during our anniversary year.

Regular Museum hours are Wednesdays, 7:30 to 9 p.m. and Sundays, 1 to 3 p.m.

Respectfully submitted,

Lisa Mullinax, Chair

Archives Report – Thank you!

Lisa further added,

And we are proud to note that Committee member Barbara Macklem was invited to speak to the Rose Valley Historical Society. Her talk yesterday on the story of the Ardens, A Living Experiment, drew a sold-out audience.

#### 11.2 Audit - Cookie Ohlson

The Audit Committee, consisting of Cookie Ohlson, Laura Wallace and Debbie Ricard met on September 17 to review the books and ledgers of Arden. All was found to be in order.

Helen "Cookie" Ohlson, Chair

Audit Report- Thank you!

# **11. 3 Budget** – Brooke Bovard

Tonight, the Budget Committee is presenting the draft Budget which will be presented for referendum. Once we have the skilled overview of the committee, the skilled check of the Registration Committee and a few miscellaneous prayers sent, it will be mailed to all residents for approval.

I've found one error on the draft budget as handed out here. At the top of the second page should be a header saying, "Policies below are for information only. Policy adoption is addressed at town meetings."

We send a special thanks to the hardworking members of the committee, particularly

David Gerbec, master of spreadsheets, to the trustees and town chair who provided us with numbers as accurate and timely as possible, and to the several committees (I'm looking at you, Audit, Advisory, Forest, and Safety) who postponed projects in order to help cushion the blow dealt us by the county. We appreciate you all.

The budget permits our land trust and municipality to spend money. If the residents don't approve it, we can't maintain the greens, plow the roads or keep a roof on the BUZZ. Registration will be reminding you, but Budget is, too. Please return your ballots.

Brooke Bovard, for Budget

2020 – 2021 Arden Budget Ballot Next page

#### 2020 – 2021 ARDEN BUDGET BALLOT

for the expenditure of Town funds for the fiscal year beginning March 25, 2020, and ending March 24, 2021 See accompanying notes to Fiscal Year 2020-2021 Arden Budget Ballot on back of this form.

PROJECTED INCOME				PROJECTED EXPENSES			
	Notes			Non-Budget Expenses —	Notes		
Land Rent	1	3	724,950	County Taxes	5a	\$	113,642
Delaware Municipal Street Aid	2	\$	19,446	School Taxes	50	\$	433,611
Interest and Other Income	3	\$	23,050	Trash Service	6	8	70,672
Buzz Ware Village Center	4	3	30,000	Trust Admin stration	7	5	26,787
				Village Non-budget	8	\$	51,488
				Buzz Ware Operations	9	8	30,000
				Buzz Ware Renovation Fund	9	\$	2,000
				Delaware Municipal Street Aid	10	S	19,446
Total Projected Income		\$	797,446	Total Non-Budget Expenses		s	747,648
Reserve Funds	3	\$	105,000	Proposed Budget Expenses		\$	94,330
TOTAL Funds Available		\$	902,446	TOTAL Expenses		5	841,978

### DIRECTIONS FOR VOTING: Please choose one of the following - either #1 OR #2:

#1. Approve or disapprove the entire budget by marking an X in the box next to your choice.

l approve of the entire budget	
disapprove of the entire budget	
OP.	dh

#2. Disapprove individual items by marking an X in the accompanying box (∑).

Any items not marked will be counted as approved.

If you choose to disapprove individual items below, DO NOT mark either of the items in #1 above.

AGILIA MARIA	NOTES	disa	pprov	100	NOTES*	disappr	rov
Advisory Committee	11	\$ 50		Safety Committee: General	20	\$ 1,700	
Archives Committee	12	s 1,800		Safety: Speed Enforcement	21	\$ 500	ב
Board of Assessors	13	s 100		Buzz Ware Support	22	\$ 5,000	1
Budget Committee	14	S 100		Donations – ACRA	23a	\$ 2,000	1
Civic Committee	15	\$ 58,000		Donations - Arden Page	23b	s 500 C	ב
Community Planning Committee	16	s 500		Donations - Arden Library	23c	s 1,200 🗆	ב
Forest Committee	17	\$ 6,480		Donations - Fire Companies	23d	s 1,600 🗆	ב
Playground Committee	18	\$ 4,000		Donations - Arden Club	23e	s 500 C	1
Registration Committee	19	\$ 300		Contingencies	24	\$ 10,000	

TOTAL PROPOSED BUDGET EXPENSES: \$ 94,330

- The total approved expenditure limits the fiscal year (FY) expenditure to that amount unless additional funds are approved by referendum. Funds may be shifted between line items with approval of the committees involved and the
- There are funds that are available to the Village and its committees that are outside of the ecops of this budget and are governed by policies set up by the Village
- Income received by a committee outside of this budget will be earmarked for that committee to spend above the budgeted money approved by referendum. In addition, those monies can be carried over year over year for that committee with approval of the Town Treasurer.

#### \*Notes to 2020-2021 ARDEN BUDGET BALLOT · Prepared Sept. 2019

#### INCOME:

- Land Rent Based on Assessors' report from June 2019 Town Meeting. Note that Trustees will transfer money to the town to cover Town's budget.
- Delaware Municipal Street Aid Annual street aid. The State of Delaware is providing funds for the FY 2020.
- 3. Interest and other Income Income from the following sources:
  - a. Rights-of-way
    - Cable \$8,600

i. Antenna - \$6,500
b. Investment income - \$7,950
Reserve - Combination of Trustees Prudent Reserve (\$65,000) and Town's Prudent Reserve (\$10,000) and accrued capital fund of \$30,000.

Buzz Ware Village Center - Estimated income for 2020/21 based or projected revenues from rentals, programs, grants, and donations.

#### NON-DISCRETIONARY EXPENSES:

- Property Taxes underbudgeted by ~\$26,400 in 2013-2020
  - County Taxes Estimater to be 3% higher than 2019 actual, 2019 Actual was \$14,000 higher than budgeted due to application of New Castle County local services rate.
  - School Taxes 3% increase to the 2019 actual. NOTE: The New Castle County property and school taxas are grossed up to include rebates paid to qualifying leaseholders.
- Trash/Recycle Service No change. Three-year contract renegotiated in August of 2018 went into effect September 1, 2018 and includes a 3% increase.
- 7. Trust Administration
  - Audit \$5,168
  - Professional/Legal \$6,165 b
  - Admiristrative/Operations \$12,981
  - Office Rent \$2,472
- Village Non-budget
  - Operation and Fees \$21,020
  - Insurance \$12,020 (Trust and Village)
  - Salaries \$11,450/Bookkeeper \$5,150
  - Payroll taxes \$1,848

- 9. BWVC Operations Estimated expenses for operating the facility and running programs. This entry includes all utilities, pay all ligenses and fees to operate the building. This entry coes not include insurance expenses for operating and maintaining the facilities (note 8). BWVC Renovation Fund from Arden of \$2,000 matches other villages' recent annual contributions.
- 10. Delaware Municipal Street Aid (MSA)- Annual street aid is decided in the actual fiscal year, so this is an estimate. MSA is a pass-through expense and the village will spend only what the state provides

#### DISCRETIONARY BUDGET EXPENSES:

NOTE: The Budget Committee asked each committee to consider reducing its budget by 10% to help affset the unexpected county tax increase Forest, Salety, and Audit (which technically has no budget), agreed to reduce their budgets.

- 11. Advisory Committee \$150 decrease (75%)
- 12. Archives Committee No change
- 13. Board of Assessors No change
- 14. Budget Committee No charge
- 15. Civic Committee No change
- 16. Community Planning No change
- 17. Forest Committee \$800 decrease (10%)
- 18. Playground Committee No change
- 19. Registration Committee No change
- 20. Safety Committee \$1.700 50% reduction from last year.
- 21. Speed Enforcement Harvey Rd. including signage and upkeep on state roads. - \$500 - 50% reduction.
- 22. Buzz Ware Support Village support for BWVC based on prior years' experience in Maintenance & Operations. These funds would only be used in case of budget income shortfall from rentals
- 23. Town Expenses
  - a. ACRA Donations No change
  - b. Arden Page Donations No change
  - c. Arden Library Conation No change
  - d. Fire Companies Donation No change
  - e. Arden Club Donation No change
- Contingencies No change.

## **BALLOTS MUST BE RECEIVED BY 7:30PM** TUESDAY, OCTOBER 29th

## **Questions/Comments Budget Committee Report**

Corrections Forest Committee budget line item should be \$7,200.

Ballots must be received by 7 p.m. on Tuesday, November 5. This will be on the printed ballot.

#### Motion #1

Policy header in paragraph 2 approved by motion, Town Assembly Header from second page erroneously omitted.

**Motion** Should read – Policies below are for information only. Policies adoptions is addressed at town meetings.

## Speaking For or Against Motion #1

(For the record - Danny is in Chair position while Jeff is in audience position to clarify motion).

# Speaking against the motion #1

Jeff Politis – It is not clear what statement does in terms of these policies because these are specifically for the budget. Jeff would prefer that these be voted on policies. These are specifically budgetary policies that should be indicated on the budget itself. Brooke – There is not a place for individual voters to yea or nay on a policy statement. It is not clear whether when you are approving the budget you are also approving a policy statement. That is what Budget was trying to clarify.

Jeff – His preference would be to vote against the motion. He would offer an alternative motion that these become voting policies that the town would vote on as far as the budget.

Brooke - A check-off of yes/no? Jeff - Yes, that would be clearer than the wording

you are proposing.

Speaking for motion #1

Warren Rosenkranz - It clarifies when the policies are on there, they are not part of the referendum. Those policies are passed by Town Assembly.

Cecilia Vore is speaking for the motion because that statement has been on the ballot in previous years. It is something that was accidently dropped off as a matter of copy & paste. Its an explanation for people as they review the budget.

## Voting on Motion #1

Motion – (Budget Referendum should include top of second page). Policies below are for information only. Policies adoptions is addressed at town meetings. Voice votes unanimous. **Motion Approved.** 

**Motion #2** to approve the budget Referendum ballot as amended.

Voice Vote Approved Unanimously.

Budget Report – Thank you!

# 11.4 Buzz Ware Village Center – Denis O'Regan

This report covers various areas of activity and interests at the Buzz.

# Management:

Pam Cohen is our Building Manager. Your first line of communication is through the Contact form on the website. Pam receives that contact info immediately, via email, and it's automatically copied to the Chair of the BWVC at <a href="bwvc@arden.delaware.gov">bwvc@arden.delaware.gov</a>. You can also reach Pam at <a href="manager@ardenbuzz.com">manager@ardenbuzz.com</a>.

# Holistic Marketplace on Fair Day

In order to keep this report brief, we have prepared a one-page handout, available at the sign-in table. That report would be pages long, if we included more detail. It is only fair that hit the highlights here in the report. We earned a record setting \$8,000 this year with the efforts of many dedicated volunteers. The sub-committee of Toby Ridings (Organizer), Pam Cohen (Building Manager), Debbi Sheiker, Shari Phalan, Dave Jones, and Randy Hoopes did the planning. Volunteer effort by Clay Ridings, Dave Jones, Patrick Barry and others is appreciated. And, special effort by Dave Claney made things run smoothly.

If you volunteered at Peddlers, Potions and Practitioners this year, there is an October 3<sup>rd</sup> happy hour that we hope you can attend.

Please consider volunteering next year.

## Misc.:

- Our solar readings continue to be uploaded for application to our Solar Credits.
- The Ardenbuzz website continues to function well and the statistics show a steady rise in visits and use.
  - If you wish to contact The Buzz, the very best way is through the website contact form online. The second-best way is to leave a voice mail on the Buzz telephone, 302-475-2818.
- Your Buzz Ware Committee asks that you to route all your contacts through the Building Manager, Pam Cohen.
- Rental volume and other usage of The Buzz continues to be steady.

# **Building Maintenance and Improvements**

We are planning improvements to the rear storage closet and continue to chase a phantom roof leak over the stage.

# **Community Programs:**

Community Events and Programs continue: Please check the calendar at ardenbuzz.com for your favorites.

- The Art Loop @ Arden begins its season on October 4<sup>th</sup> at 5:30PM.
- The Buzz Ware Bookies book club is the 2<sup>nd</sup> Monday of each month at 7PM.
- Every Monday night is Painting and Drawing, 7 to 9 pm in room 4. Bring your own supplies.
- Strength and Mobility from 2 to 3 PM Tuesdays and Thursdays will continue for the next five weeks at the Gild Hall.
- The first Coffee House of the season will be held on October 11<sup>th</sup> at 8PM. This year, donations will be via a door cover charge of \$5 per adult and \$1 for students and children.
- Yoga is 8:30 AM on Saturday mornings.
- Dominic Chen, Thursday night Chi-Gong. Rm 4
- Georgists meet on the 2<sup>nd</sup> Tuesday of the month, and I'll ask someone to give us a detail on anything special upcoming.

The Buzz continues to look for new ways to support the Ardens.

Again, we want to thank all those that volunteer their time and resources to support the Buzz and the ongoing activities.

Respectfully submitted,

Denis O'Regan

Chair, Buzz Ware Village Committee

Holistic Marketplace Fund Raiser Report - hard copies were provided but not read into minutes and is presented after the minutes.

Village of Arden Town Assembly

September 23, 2019

Buzz Ware Village Center Report – Thank you!

11.5 Civic – Al Marks

Greens

Committee continues to work on Sherwood Green and has just reseeded some areas. Hoping to be completed by Oct 15<sup>th</sup>.

Roads

Committee had Smith Paving fill and repair road way around the traffic signal on Orleans and Harvey Rds. We also placed stones in ditch due to its continual safety issues at same location. We also repaired a large hole that ran under storm drain at Meadow Rd. Another continual safety issue which could easily swallow a child. We paved a section of Hillside Rd that had some pot holes and Gatoring of the surface. We cut and filled with stones a storm water accesses off of Miller Rd near Marsh Rd. Trees

We had some trees trimmed and removed from right-of-way, such as the one that landed on the trash truck. We have one elm tree replaced on the green and then another broken in two from either lighting or wind. We contracted Bartlett Tree experts to trim elms and replace elm #2. We are now waiting to replant. We are planning on cutting brush around trees on Sherwood Green and Arden Green. Shelter

We shelved the idea of building a school bus stop shelter at the sweep and Harvey Rd. Planning on installing a bench at bus stop and a memorial bench at the Walt Whitman Memorial.

Albert Marks

Civic Chairman

# **Questions/Comments Civic Report**

Sadie Somerville – Wants to know who is in touch with DelDot about resolving traffic problems on Harvey Rd & Marsh Rd.

Brooke says Safety with the help of Town Chair, Jeff Politis, and our representative, Ray Seigfried is trying to address these issues.

Civic Report - Thank you!

## **11.6 Community Planning – Mark Wood**

No report. Last Community Planning meeting they did not have a quorum

Community Planning Report – Thank you!

## 11.7 Forest – Carol Larson

This month, the invasive species to watch is Japanese Stilt Grass! Redtail Restoration has been at it and will be working on the pathways this month. We also removed Japanese knotweed that was on a forest border.

Sherwood Forest Restoration Project: White wood asters and woodland goldenrod blooming, we're hoping for a thicker crop next year. We are monitoring the physical structure of the channel as it changes—sediment depth, bank erosion and photographs as well as reports on plant depredation. We hope to add other parameters, and since many folks have expressed interest in helping with this, we will be in touch. We are sponsoring a happy hour at the site on Friday, October 11 from 4-6. Come and see the monitoring stations and remaining fall wildflowers, if they hang on.

The committee has discussed the increasing deer population. We appreciate news of sightings, tracks and scat. We've noticed more damage to the understory shrubs,

especially our new plantings. This will get much worse during the winter. There is now a federally approved birth control darts that we'll talk to DNREC about and explore options if we struggle with overpopulation.

Again, please be mindful of dumping excess leaves in the woods. Piles that get too large can smother plants we are trying to encourage. Compost them! Use them for mulch!

Forest Report – Thank you!

## 11.8 Playground – Daryl Holcomb

The Playground Committee assures that the playground equipment on the Arden Green and Sherwood Green is in good, safe condition. This is accomplished through the inspection of the equipment every other month during the winter and every month during the summer. Members spread mulch in the play areas as needed and contract for painting and repair. We also recommend purchase of new equipment, assess any dangers of the current equipment and address any inquiries from town residents regarding any of their concerns or ideas.

The following is the report of the actions and occurrences of the Playground Committee since the last town assembly:

- 1) Our playground committee has met 3 times since the last town meeting last September.
- 2) Our ongoing work as involved:
  - a. Our regular inspections before each meeting (and Buzz Ware a second time right before Arden Fair).
  - b. Replenishing mulch base for all required equipment on both greens.

This has occurred once on each green since the last meeting.

- 3) Future item on agenda we may have the opportunity to replace the playground equipment.
  - a. The amount of money put aside is approx. \$33,000.
  - b. Committee met earlier this month to discuss the parameters and plausibility of taking on this responsibility.
  - c. The committee has mixed feelings towards the project and don't feel we have enough information yet to determine the path to take.

## **Questions/Comments Playground Report**

Wants to know if the paint has been tested. Some equipment has been tested, but not all equipment. Because of this, the Playground Committee has to prioritize which equipment to replaced first. They would like to upgrade equipment if feasible which would illuminate the threat of lead paint and be safer. One remedy might be encapsulating but needs to be researched. They are going to continue to work with our representative, Ray Seigfried and determine how to proceed.

Playground Committee Report - Thank you!

# 11.9 Registration – Cecilia Vore

The Registration Committee will conduct the annual Budget Referendum and the election of the Arden Board of Assessors in October. If you are a current resident, 18 years of age or older, and have lived in the Village of Arden for 6 months or more, you are eligible to vote in this election.

Please notify a member of the Registration Committee tonight if there are any changes to the eligible voters in your household, or if you are new to the village, so we can add you to the list of residents.

A budget referendum must be passed by over 50% of all eligible residents. The current number of residents is: 371. The 7-member of Board of Assessors is elected using the Hare System of Proportional Representation, one type of ranked-choice voting. There are links to some good expanations of the Hare System on the village website: arden.delaware.gov.

Assessors nominees are invited to post a position statement on the town website. Information on how voters can read those statements is included on the ballot instructions.

Ballots will be mailed around Oct. 1. Please notify the Registration Committee if you are an eligible voter and you do not receive ballots in the mail by Oct. 7. The deadline for returning ballots is 7 pm, Tuesday, Nov. 5, when ballots will be counted at the Buzz Ware Village Center. The public is invited to attend, and volunteers are needed to assist the committee with the count. Students can earn public service hours by helping with the vote count. Results will be posted on the bulletin boards and the Village website the day following the vote count.

The committee has delivered 9 welcome packets to new residents this year. If you are a new resident, and haven't received one, see me tonight.

Respectfully submitted,

Cecilia Vore

After Cecilia Vore read the Registration Report she responded to the hard copy titled "Arden Free Press" left on the Town Assembly table which is designated for information pertaining to town business only. The hand out critized town government by fault-finding the officers, the volunteers of the town committees and their performance without providing facts to support these complaints. Cecilia comments on this as follows:

It's unsigned. I'ts anonymous.

It insults the Registration Committee specifically along with other committees.

It insults hardworking members of the committees & the officers.

It is not town business nor is it on the agenda.

It's inappropriate.

Registration Report – Thank you!

# 11.10 Safety – Brooke Bovard

The Safety Committee continues to work on making our streets, parks, and leaseholds safer. We check leaseholds being transferred for safety violations as well as keeping an eye and ear out, generally.

In conjunction with our representative, Ray Seigfried, we are still attempting to manage traffic on the state roads and the mess at the corner of Marsh and Harvey. We are pleased to have his help on this long-running issue.

Recently we have had more and more complaints about maintenance of rights- of - way bordering leaseholds. PLEASE BE CLEAR, maintaining the area where your leasehold meets the roads is your responsibility, and many folks could benefit from some quality time with clippers or mower out there. Look at it with a critical eye. It is

not enough that you and your immediate neighbors are used to where the stop sign is, or isn't. We want it to be safe for kids on bikes, emergency vehicles traveling at speed, and those unfortunate souls who are delivering our Amazon packages. Take care of it now. Bad sight lines put our residents at risk.

I don't enjoy being the bearer of bad news. But here it is: your friend in Nigeria is not emailing you about a box of cash he needs you to process. Microsoft support does not phone for your log-in information. People soliciting at your door should have state issued ID permitting them to do that. The doors of your cars and sheds should be locked. And the police are being paid to answer calls in Arden, so they will come out if you ask them. Oh, wait a minute, that last part is GOOD news. Please report crime to them and not just Facebook. It's still occasionally a dangerous world. Get the good of your land rent.

Brooke Bovard, for the Safety Committee

# **Questions/Comment Safety Report**

Al Marks - Right- of way- on Harvey Rd is not clear of overgrowth and is difficult for people to walk along to navigate it. They struggle and it is dangerous. It used to be cleared by the state.

Brooke - The way that Deldot is designed to do that is they drive a truck down the road with a long arm that reaches out to trim. However, it can't be used because in many places Harvey Road has many recesses. Safety is working on this.

Safety Report – Thank you!

#### 12.0 Old Business - None

#### 13.0 New Business - None

### 14.0 Good & Welfare

Brooke's daughter, Leannan, is currently taking three college courses at the tender age of 16. As Brooke says it best, "She is knocking it out of the park".

# Congratulations!

Barbara Macklem - There was a wedding at the Field Theater this past Saturday and Barbara just wanted to share how much the newlyweds enjoyed the Arden's. As she conveyed, they had a marvelous time.

Jeff wanted to remind all to look out for your neighbors. Some need help from time to time. As he says, the community we are and the community we want to be is to continue to reach out to our neighbors and make sure we help when they need help. Let's communicate and help each other.

# 15.0 Motion to Adjourn

Adjournment meeting at 9:20 p.m.

Respectfully submitted,

Elizabeth Resko,

Town of Arden Secretary

## All are welcome Hither

Postcard reminders and agenda will be mailed prior to next Town Assembly meeting

Please note: Those attending Town Meetings are eligible to vote are 18 years of age \*or older

Attachments Follow next page

#### Trustees of Arden Financial Report Town Meeting September 23, 2019

#### **Current Assets**

Arden B&L Bequest Funds	\$ 24,139.07
Vanguard Bequest Funds	\$ 211,334.21
Arden B&L (Reserve)	\$ 117,530.16
M & T Checking Account	\$ 25,216.90
Vanguard Money Market	\$ 564,658.81
Total Cash & Equity	\$ 942,879.15
Land Rent Receivable	\$ 14,679.67
Total Current Assets	\$ 957,558.82

#### Income & Expenses

•		
Income Mar 25-2019-Sept 23-2019		
Land Rent & Related Income	\$	670,034.88
Other Income-All Sources	\$	2,824.21
Total 2019-20 Operating Income	É	672,859.09
Total 2019 20 Operating Income		072,039.09
Expenses Mar 25-2019-Sept 23-2019		
Village of Arden	\$	100,000.00
Trust Administration*	\$	9,189.86
New Castle County and School Tax	\$	489,002.84
Tax Rebates to Leaseholders	\$	42,348.87
Total 2019-20 Expenses	\$	640,541.57

\*(Salary, Payroll Tax, Legal, Audit, Bookkeeping, Office Rent, Operations)

UNAUDITED FOR DISTRIBUTION AND DISCUSSION PURPOSES ONLY FOR ARDEN TOWN ASSEMBLY

#### Village of Arden Statement of Financial Activity As of September 22 2019

	3/25/19-9/22/19	Budget	% to Budget	
Revenue				
<ul> <li>4000 · General Funds - Village</li> </ul>	100,000	197,902		
4100 - Donations, grants, rentals	2,547	4,000		
+ 4510 · Franchise Fee Receipts	13,332	15,100		
4900 · Interest Income	115	250		
Total Revenue	115,994	217,252		
Expenses				balance left in budget
6000 · Payroll & Payroll Taxes	6,657	13,298	50.06%	6,641
@ 6300 · Administrative Expenses	14,635	38,190	38.32%	23,555
8000 · Committee Expenses - see	•			•
detail below	39,250	82,400	47.63%	43,150
8010 · Contributions & Donations	5,800	5,800	100.00%	-
Contigency Fund	-	10,000	0.00%	10,000
8030 · Trash Service	33,800	67,314	50.21%	33,514
Total Expense	100,142	217,002	46.15%	116,860
Surplus (deficit)	15,852	250		
				balance left
Committee	Actuals YTD	Budget		in budget
Advisory		200	0.00%	200
Archives	526	1,800	29.22%	1,274
Board of Assessors	18	100	18.00%	82
Budget	-	100	0.00%	100
Buzz Ware - general operating				
support	4,728	5,000	94.56%	272
! Civic	31,192	58,000	53.78%	26,808
Community Planning	-	500	0.00%	500
= Forest	2,563	8,000	32.04%	5,437
Playground	223	4,000	5.58%	3,777
Registration	-	300	0.00%	300
Safety	_	4,400	0.00%	4,400
	39,250	82,400	47.63%	43,150

- + Franchise fees \$2,275 from Verizon and \$2,206 from Comcast & \$8,851 from Suez Water
- ^ Trustee's transferred \$100,000 land rent to Village
- Administrative expenses include insurance premiums of \$11,560
- = Forest expenses are net of a \$2,900 grant
- : Civic expenses are net of a \$5,000 check from the Arden Club

UNAUDITED FOR DISTRIBUTION AND DISCUSSION PURPOSES ONLY FOR ARDEN TOWN ASSEMBLY

#### Special Village Funds

TOWN ASSEMBLY	BuzzWare	Buzz renovation	J. Sohroeder Bequest	Memorial Garden	MSA	Capital/Maint/Re palFund	Vacant Dwelling Fund	Buokingham Green Fund
	3/26/19-9/22/19	3/26/18-9/22/19	3/26/19-9/22/19	3/26/19-8/22/19	3/26/19-9/22/19	3/26/19-9/22/19	3/26/19-9/22/19	3/26/19-9/22/19
Revenue								
4000 - General Funds - Village	-	-				-	-	-
4010 - Donations	110	2,814	-	1,825	-	-	-	-
4100 - Program Revenue	3,622	-	-	-	-		-	-
4300 - Grants	-	-	-	-	19,111		-	-
4400 - Rentals	11,877	4,780	-	-	-	-	-	-
4620 - Vacant Property Registration Fees	-	-	-	-	-	-	3,500	-
4900 - Interest & Dividend Income	9	-	4,975	-	-	-	-	-
8REC		648						
8900 - Unrealized gains on investments			19,043					
Total Revenue	15,618	8,242	24,018	1,825	19,111	-	3,500	-
Expenses								
8000 - Payroll & Payroll Taxes	11,246	231	-	-	-	-	-	-
8300 - Administrative Expenses	582	-	985	-	-	-	-	-
6310 - Janitorial Supplies	200	-	-	-	-	-	-	-
7020 - Utilities (gas, electric, water, telephone)	1,638	-	-	-	-	-	-	-
7080 - Licenses/Permits/Fees/AlarmMonitoring	430	-	-	-	-	-	-	-
7600 - Repairs & Maintenance	1,991	-	-	-	-	-	-	-
8000 - Program Expenses	4,259	647		4,344				49,723
Total Expense	20,346	878	985	4,344	-	-	-	49,723
Surplus (Deficit)	(4,728)	7,364	23,033	(2,519)	19,111	-	3,500	(49,723)
Carried forward fund balance		39,813	359,104	11,321	967	30,000	35,033	49,723
Fund balance		47,177	382,137	8,802	20,078	30,000	38,533	-

UNAUDITED FOR DISTRIBUTION AND DISCUSSION PURPOSES ONLY FOR ARDEN TOWN ASSEMBLY

# Village of Arden Statement of Financial Position As of September 22 2019

Checking/Savings		Notes
1000 · TD Bank	31,247	
1005 - Capital One 360	114,096	
1010 · TD Bank MSA Checking Account	20,077	Municipal Street Aid BuzzWare \$449, Schroeder \$11,697, Village
1032 - Arden Building & Loan	35,990	\$23,844
1050 - Raymond James - net value @ 9/22/19	370,440	Schroeder Bequest - initial investment \$301,002
Total Cash	571,850	
LIABILITIES		
2000 · Accounts Payable, Current Liabilities, PR Tax Payable	4,754	
FUND BALANCES		
Buzz Ware Renovation Fund	47,177	
J Schroeder Bequest	382,137	
Memorial Garden	8,802	
Municipal Street Aid	20,078	
Capital Maintenance Fund	30,000	_
		Prudent Reserve Balance @ 3/24/15 = \$90,249 Prudent Reserve Balance @ 3/24/16 = \$106,644 Prudent Reserve Balance @ 3/24/17 = \$71,283
Village - cash available to pay budgeted expenses as of 9/22/19	40,368	Prudent Reserve Balance @ 3/24/18 = \$27,025
Vacant Dwelling Fund	38,533	

TOWN ASSEMBLY VILLAGE OF ARDEN
Date 9-23-19 Page 181

# SIGN IN SHEET

Please sign your name clearly. Thank you.

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50 John Arhold	en (?)	68	
51 Lisa Mullina		69	
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## REPORT on the 2019 Holistic Marketplace Fund Raiser

We are delighted to report that on August 31, 2019 Peddlers, Potions and Practitioners Holistic Market Place at the Arden Fair AKA (the one and only BWVC fundraiser) earned a record setting \$8,000.00. We hosted a record 34 vendors and 1310 guests. Special thanks to this year's sub-committee consisting of Toby Ridings (Organizer), Pam Cohen (Building Manager), Debbi Sheiker, Shari Phalan, and Randy Hoopes. Also, special thanks to Debbie Sheiker for the raffle, collection of all items and "The Sweep" of last-minute correspondence with vendors. Shari Phalan organizes the pre-fair stagers/decorators. This is a real community-building event, Shari brings a unique group of people together for 2 days to serve and show off the Buzz in its best light. Clay Ridings for coordinating the Wizard Brigade. Clay and Dave Jones for the bamboo arch over the walk. Dave Jones and Toby Ridings for mail-chimp communications. Dave Claney, who seemed to be on hand 24/7, meeting all needs. His ability to work with the volunteers and the vendors is extremely helpful, his presence on fair day indispensable. Patrick Barry for helping to stage the Buzz. Randy Hoopes (served on BWVC for 14 years) once again provided 20 volunteers needed on fair day. Most of them are his friends and family members. Pam Cohen, in her first year, purchased food for the hospitality center and keep it looking fresh all day, handled myriad details, used her connections at Dunkin for free donuts and bagels. She also coordinated the facilities staff. There will be a Volunteer appreciation happy hour on October 3rd. This event requires much volunteer effort from many to make it the success that it is. It's fun! Go the ardenbuzz.com/contact and express your interest in next year's Holistic Expo.